

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
: Examiner: L. Lao  
REHAN KHAN ET AL. )  
: Group Art Unit: 2615  
Application No.: 09/695,457 )  
:  
Filed: October 24, 2000 )  
:  
For: METHOD AND SYSTEM FOR )  
ANALYZING DIGITAL AUDIO FILES : December 22, 2006

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REQUEST TO CORRECT INVENTORSHIP UNDER 37 C.F.R. § 1.48(a)

Sir:

(1) It is respectfully requested that the Commissioner for Patents correct the inventorship of the subject application, under 37 C.F.R. § 1.48(a), by deleting Marc M. Mathys, Christian D. Pirkner and Thomas R. Sulzer as inventors in this application.

It is understood that Marc M. Mathys, Christian D. Pirkner and Thomas R. Sulzer are no longer claimed as inventors in this application. The actual inventors of the invention presently claimed in this application are Rehan M. Khan and George Tzanetakis.

(2) Attached are Statement[s] of Deleted Inventor executed by each of the deleted inventors.

(3) Also attached is a Revised Declaration.

(4) Submitted concurrently herewith is a depository payment in the amount

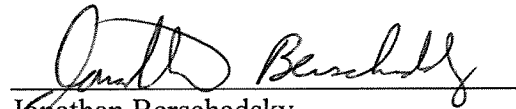
of \$130.00, in payment of the fee set forth in 37 C.F.R. § 1.17(i). The Commissioner is authorized to charge any additional fee in connection with this request, and to credit any overpayment, to Deposit Account 06-1205.

(5) Also attached is an executed statement under 37 CFR 3.73 (b).

(6) An updated Application Data Sheet is also submitted herewith, listing only the remaining inventors.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Jonathan Berschadsky", is written over a horizontal line.

Jonathan Berschadsky  
Attorney for Applicants  
Registration No. 46,551

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3801  
Facsimile: (212) 218-2200

03449.000022

PATENT APPLICATION

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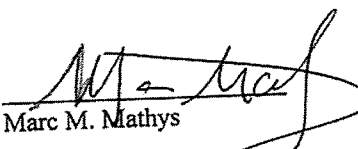
STATEMENT OF DELETED INVENTOR UNDER § 1.48 (a)

Sir:

Marc M. Mathys hereby states as follows:

The inventorship error of including Marc M. Mathys, Christian D. Pirkner  
and Thomas R. Sulzer as joint inventors of the above identified application occurred  
without any deceptive intention on my part.

Date: Dec 16, 2006

  
Marc M. Mathys

NY\_MAIN 589894v1

03449.000022

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
: Examiner: L. Lao  
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Alexandria, VA 22313-1450

STATEMENT OF DELETED INVENTOR UNDER § 1.48 (a)

Sir:

Christian D. Pirkner hereby states as follows:

The inventorship error of including Marc M. Mathys, Christian D. Pirkner and Thomas R. Sulzer as joint inventors of the above identified application occurred without any deceptive intention on my part.

Date: 12/18/2006

Christian D. Pirkner  
Christian D. Pirkner

NY\_MAIN 690119v1

03449.000022

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
	:	Examiner: L. Lao
REHAN KHAN ET AL.	)	
	:	Group Art Unit: 2615
Application No.: 09/695,457	)	
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Commissioner for Patents  
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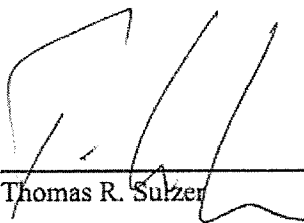
STATEMENT OF DELETED INVENTOR UNDER § 1.48 (a)

Sir:

Thomas R. Sulzer hereby states as follows:

The inventorship error of including Marc M. Mathys, Christian D. Pirkner  
and Thomas R. Sulzer as joint inventors of the above identified application occurred  
without any deceptive intention on my part.

Date: Dec 16 / 2006

  
\_\_\_\_\_  
Thomas R. Sulzer

NY\_MAIN 590123v1

**COMBINED DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION**

(Page 1)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled METHOD AND SYSTEM FOR ANALYZING DIGITAL AUDIO FILES

the specification of which ☐ is attached hereto ☒ was filed on October 24, 2000  
as United States Application No. or PCT International Application No. 09/695,457  
and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56.

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or §365(b), of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designates at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed:

<u>Country</u>	<u>Application No.</u>	<u>Filed (Day/Mo./Yr.)</u>	<u>(Yes/No) Priority Claimed</u>
----------------	------------------------	----------------------------	--------------------------------------

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

<u>Application No.</u>	<u>Filed (Day/Mo./Yr.)</u>
------------------------	----------------------------

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

<u>Application No.</u>	<u>Filed (Day/Mo./Yr.)</u>	<u>Status (Patented, Pending, Abandoned)</u>
------------------------	----------------------------	--

I hereby appoint the practitioners associated with the firm and Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and direct that all correspondence be addressed to the address associated with that Customer Number:

COMBINED DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION

(Page 2)

FITZPATRICK, CELLA, HARPER & SCINTO  
Customer Number: 05514

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole or First Inventor Rehan M. Khan

Inventor's signature 

Date Oct. 4<sup>th</sup>, 2006 Citizen/Subject of ~~United States~~ CANADA *pk.*

Residence 1511 McGee Ave, Berkeley, CA 94703

Post Office Address c/o All Media Guide, LLC, 1168 Oak Valley Drive, Ann Arbor, MI 48108

Full Name of Second Joint Inventor, if any George Tzanetakis

Second Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_ Citizen/Subject of United States

Residence \_\_\_\_\_

Post Office Address c/o All Media Guide, LLC, 1168 Oak Valley Drive, Ann Arbor, MI 48108

|

**COMBINED DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION**

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the specification of which ☐ is attached hereto ☒ was filed on October 24, 2000  
as United States Application No. or PCT International Application No. 09/695,457  
and was amended on \_\_\_\_\_ (if applicable).

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I hereby appoint the practitioners associated with the firm and Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and direct that all correspondence be addressed to the address associated with that Customer Number:



COMBINED DECLARATION AND POWER OF ATTORNEY  
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(Page 2)

FITZPATRICK, CELLA, HARPER & SCINTO  
Customer Number: 05514

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole or First Inventor Rehan M. Khan

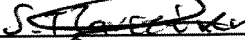
Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_ Citizen/Subject of \_\_\_\_\_

Residence \_\_\_\_\_

Post Office Address c/o All Media Guide, LLC, 1168 Oak Valley Drive, Ann Arbor, MI 48108

Full Name of Second Joint Inventor, if any George Tzanetakis

Second Inventor's signature 

Date \_\_\_\_\_ Citizen/Subject of GREECE (CANADIAN PERM. RESIDENT)

Residence 1316 CARNSEW STREET

VICTORIA BC V8S1P2 CANADA

Post Office Address c/o All Media Guide, LLC, 1168 Oak Valley Drive, Ann Arbor, MI 48108

**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Rehan M. Khan et al.

Application No./Patent No./Control No.: 09/695,457 Filed/Issue Date: October 24, 2000

Entitled: Method and System for Analyzing Digital Audio Files

MoodLogic, Inc.

a Corporation

(Name of Assignee)

(Type of Assignee: corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or  
2. ☐ an assignee of less than the entire right, title and interest  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %)

in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 011285, Frame 0016 or a true copy of the original assignment is attached. Also See Change of Name at Reel 011598, Frame 0280

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

(NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

[Signature]  
\_\_\_\_\_  
Signature  
ZOLTAN PIROSKA  
\_\_\_\_\_  
Printed or Typed Name  
COO  
\_\_\_\_\_  
Title

5/4/06  
\_\_\_\_\_  
Date  
415284-1601 x4  
\_\_\_\_\_  
Telephone Number

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.